

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Fisheries – Elections – Conduct of Elections to Ananthasagaram Primary Fishermen Co-operative Society, Ananthasagaram (M) Sri.P.S.R.Nellore District – Orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT AND FISHERIES (F.II) DEPARTMENT

G.O. Rt. No. 176

Dated.13.04.2011.

Read the following:

- 1) Govt. Telegram No.5126/F.II(1)/2010-1, dated.25-8-2010.
- 2) G.O.Rt.No.452, AH,DD & F Dept.,dt.14.9.2010.
- 3) From the Hon'ble High Court of A.P. order dated.3.3.2011 in W.P.MP.No.29456 of 2010 in W.P.No.23084 of 2010.

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ORDER:

In the reference first and G.O second read above, Government issued orders under rule 22-C (i) of the APCS Rules 1964 postponing the elections of Anantha Sagaram Primary Fishermen Co-operative Society, Anantha Sagaram (M) Sri.P.S.R.Nellore District, scheduled to be held on 27.8.2010. Aggrieved by the above order, Sri Syed Mahaboob Basha S/o Sattar, Ex.President of the Ananthasagaram Society, has filed W.P.No.23084 of 2010 before Hon'ble High Court against the orders of the Government.

2. The Hon'ble High Court in its order dt.3.3.2011 in W.P.MP.No.29456 of 2010 in W.P.No.23084 of 2010 have ordered that "it is evident that the only objection raised by respondent against holding elections is that his representation against draft voter's list was not considered. Such an objection not being one of the grounds envisaged under Rule 22-C of the Rules, prima facie, respondent No.6 lacks jurisdiction to entertain the so-called appeal and postpone the election. The law is well settled that once the election notification is issued, the only remedy for the aggrieved party is to file an election petition. The exception carved out under Rule 22-C of the Rules is not attracted to this case. Therefore, I find the elements of balance of convenience and irreparable injury in favour of the petitioner for granting interim order. Accordingly, there shall be interim suspension as prayed for".

3. Keeping in view of the orders of the Hon'ble High Court, suspending the orders issued in G.O. 2<sup>nd</sup> read above, Government hereby direct the Commissioner of Fisheries, Hyderabad and the Election Authority/District Collector, Sri. P.S.R. Nellore District to implement the orders of the Hon'ble High Court and take further action as per law.

4. The Commissioner of Fisheries, A.P. Hyderabad and the Election Authority/District Collector, Sri.P.S.R.Nellore District shall take immediate necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.BHALE RAO  
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To  
The Commissioner of Fisheries, Hyderabad.  
The Election Authority/District Collector, Sri.P.S.R.Nellore District.  
The Election Officer/ Assistant Registrar-I, Anantha Sagaram Primary Fishermen Co-operative Society/ O/o S.D.L.C.O. Atmakur, Sri.P.S.R.Nellore District.

Copy to:

G.P. for Fisheries, A.P.High Court for information.  
P.S to M(AH,DD, F & VU) for information.  
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.